



## OFFICE OF THE CITY ATTORNEY

**Hand Delivery**

September 21, 2004

Mr. Bert Hartsfield  
Leon County Property Appraiser  
Leon County Courthouse  
Room 111  
301 South Monroe Street  
Tallahassee, FL 32301

Re: Parcel ID No. 142740 0001  
Foxcroft Unit II

Dear Bert:

I thank you for inquiring about this matter. We previously in detail reviewed the title information regarding this pond at the request of the Foxcroft Neighborhood Association. As your records correctly indicate, title to the pond remains in the entities who developed the subdivision, i.e. the Foxcroft II Joint Venture, with the parties referenced in your letter. The property has not subsequently been conveyed to the City or the County.

As indicated in my attached letter, the public received an easement for drainage pass through when the property was platted but did not receive the fee simple interest in the property, nor did it accept a dedication with the requisite maintenance responsibilities. We have also confirmed that the City has never maintained the stormwater pond.

If I can provide any additional information, please do not hesitate to call.

Sincerely,

  
James R. English  
City Attorney

JRE/pb

attachment